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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/800,299	03/12/2004	James F. McGuckin JR.	1231

Rex Medical  
Suite 2  
2023 Summer St.  
Stamford, CT 06905

CONFIRMATION NO. 8233

**FORMALITIES LETTER**



\*OC000000012822602\*

Date Mailed: 06/01/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

09/02/2004 HTECKLU1 00000061 501567 10800299

FILED UNDER 37 CFR 1.53(b)

01 FC:2051 65.00 DA

*Filing Date Granted*

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
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Alexandria VA 22313-1450

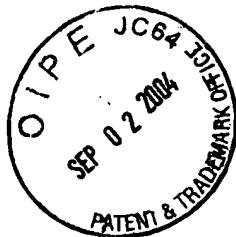
*A copy of this notice **MUST** be returned with the reply.*

*mar*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



DOCKET NO. 1231

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James F. McGuckin, Jr., et al

Serial No.: 10/800,299

Examiner: Unknown

Filed: March 12, 2004

Art Unit: Unknown

For: DISTAL PROTECTION DEVICE

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P.O. Box 1450  
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING  
PARTS OF APPLICATION-FILING DATE GRANTED

Sir:

In response to the Notice of File Missing Parts of Application – Filing Date Granted, dated June 1, 2004, Applicant(s) encloses herewith a properly executed original Declaration and Assignment in compliance with 37 C.F.R. 1.63, along with a copy of the Notice. Please charge the required fee of \$65.00, and any fee deficiencies, to cover the surcharge under 37 C.F.R. 1.16(e) to Deposit Account No. 501567.

In the event any event any extensions of time are required, please treat this paper as a petition to extend the time as required and charge Deposit Account No. 501567. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Respectfully submitted,

Dated: 8/31/04

By: Neil D. Gershon

Neil D. Gershon  
Reg. No. 32,225  
Attorney for Applicant

Rex Medical  
2023 Summer St.  
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Stamford, CT. 06905



Docket No. 1231

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: James F. McGuckin, Jr., et al

Serial No.: 10/800,299

Group Art Unit: Unknown

Filed: March 12, 2004

Examiner: Unknown

For: **DISTAL PROTECTION DEVICE**

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Commissioner For Patents  
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Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING**

Date of Deposit: 8/31/04

I hereby certify that the following:

- ☒ This Certificate of Mailing
- ☒ Declaration and Power of Attorney
  - ☒ executed ☐ unexecuted
- ☒ Assignment ☒ executed ☐ unexecuted
- ☒ Assignment Recordation Sheet
- ☒ Response to Notice to File Missing Parts of Non-Provisional Application
- ☒ Petition and Fee for Extension of Time
- ☒ Return postcard

are being deposited with the United States Postal Service first class mail on the Date of Deposit indicated above in an envelope addressed to the Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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